

2731

**TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT**

(Under 37 CFR 1.97(b) or 1.97(c))

Docket No. **2660**

13754

In Re Application Of: **Tooru OGINO**

FEB 03 2003



Serial No.

09/606,761

Filing Date

June 29, 2000

Examiner

Unassigned

Group Art Unit

2731

Title: **DIVERSITY CDMA RECEPTION APPARATUS HAVING ONLY  
ONE CDMA RECEIVING PART**

RECEIVED  
FEB 05 2003  
Technology Center 2600

Address to:

Assistant Commissioner for Patents  
Washington, D.C. 20231

**37 CFR 1.97(b)**

1. ☒ The Information Disclosure Statement submitted herewith is being filed within three months of the filing of a national application; within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; or before the mailing date of a first Office Action on the merits, whichever event occurs last.

**37 CFR 1.97(c)**

2. ☐ The Information Disclosure Statement submitted herewith is being filed after three months of the filing of a national application, or the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; or after the mailing date of a first Office Action on the merits, whichever occurred last but before the mailing date of either:

1. a Final Action under 37 CFR 1.113, or
  2. a Notice of Allowance under 37 CFR 1.311,
- whichever occurs first.

Also submitted herewith is:

- ☐ a certification as specified in 37 CFR 1.97(e);

**OR**

- ☐ the fee set forth in 37 CFR 1.17(p) for submission of an Information Disclosure Statement under 37 CFR 1.97(c).

**TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT**  
(Under 37 CFR 1.97(b) or 1.97(c))

Docket No.  
13754

In Re Application Of: **Tooru OGINO**

Serial No.  
09/606,761

Filing Date  
June 29, 2000

Examiner  
Unassigned

Group Art Unit  
2731

Title: **DIVERSITY CDMA RECEPTION APPARATUS HAVING ONLY  
ONE CDMA RECEIVING PART**

**RECEIVED**  
**FEB 05 2003**  
Technology Center 2600

**Payment of Fee**

(Only complete if Applicant elects to pay the fee set forth in 37 CFR 1.17(p))

- ☐ A check in the amount of \_\_\_\_\_ is attached.
- ☒ The Assistant Commissioner is hereby authorized to charge and credit Deposit Account No. **19-1013/SSMP** as described below. A duplicate copy of this sheet is enclosed.
- ☐ Charge the amount of \_\_\_\_\_
- ☒ Credit any overpayment.
- ☒ Charge any additional fee required.

**Certificate of Transmission by Facsimile\***

I certify that this document and authorization to charge deposit account is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. \_\_\_\_\_)

on \_\_\_\_\_  
(Date)

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Typed or Printed Name of Person Signing Certificate

**Certificate of Mailing by First Class Mail**


I certify that this document and fee is being deposited on **Jan. 29, 2003** with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231

\_\_\_\_\_  
Signature of Person Mailing Correspondence

**Michelle Mustafa**

\_\_\_\_\_  
Typed or Printed Name of Person Mailing Correspondence

\*This certificate may only be used if paying by deposit account.

  
\_\_\_\_\_  
Signature

Dated: **January 29, 2003**

**Paul J. Esatto, Jr., Reg. No. 30,749**  
**SCULLY, SCOTT, MURPHY & PRESSER**  
**400 Garden City Plaza**  
**Garden City, NY 11530**

**PJE:ahs**

CC:



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**Applicant:** Tooru OGINO

**Examiner:** Unassigned

**Serial No.:** 09/606,761

**Art Unit:** 2731

**Filed:** June 29, 2000

**Docket:** 13754

**For:** DIVERSITY CDMA RECEPTION APPARATUS

HAVING ONLY ONE CDMA RECEIVING PART

**Dated:** January 29, 2003

RECEIVED  
FEB 05 2003  
Technology Center 2600

Assistant Commissioner for Patents  
Washington, D.C. 20231

INFORMATION DISCLOSURE STATEMENT

Sir:

In accordance with 37 C.F.R. §§1.97 and 1.98, it is requested that the following references, which are also listed on the attached Form PTO-1449, be made of record in the above-identified case.

1. PCT International Patent Publication No. WO 00/67395, dated November 9, 2000;
2. PCT International Patent Publication No. WO 98 52300, dated November 19, 1998.

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, DC 20231 on January 29, 2003.

Dated: January 29, 2003

  
Michelle Mustafa

The references were cited in a Search Report received from the European Patent Office dated November 5, 2002. Applicant is submitting copies of the above-cited references, together with a copy of the Search Report. The relevance of the above-identified references has been described in the Search Report.

Inasmuch as this Information Disclosure Statement is being submitted in accordance with the schedule set out in 37 C.F.R. § 1.97(b), no statement or fee is required.

Respectfully submitted,

A handwritten signature in black ink, appearing to be 'PJE' or similar, written in a cursive style.

Paul J. Esatto, Jr.  
Registration No. 30,749

Scully, Scott, Murphy & Presser  
400 Garden City Plaza  
Garden City, New York 11530  
(516) 742-4343

PJE:ahs